

Linda B. Riegle



Honorable Linda B. Riegle
United States Bankruptcy Judge

Entered on Docket
December 05, 2011

LEWIS AND ROCA LLP
Robert M. Charles, Jr. (NV 6593)
John Hinderaker (AZ 018024)
Marvin Ruth (NV 10979)
3993 Howard Hughes Parkway, Ste. 600
Las Vegas, Nevada 89169-5996
Telephone (702) 949-8320
Facsimile (702) 949-8321
Email: rcharles@lrlaw.com
jhinderaker@lrlaw.com

Attorneys for USACM Liquidating Trust

UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEVADA

In re:

USA COMMERCIAL MORTGAGE
COMPANY,

Debtor.

Case No. BK-S-06-10725-LBR

CHAPTER 11

**Order Setting Status Conference on
Response of Robert Susskind to Eleventh
Omnibus Objection of USACM
Liquidating Trust To Proofs Of Claim
Based Entirely Upon Investment in Fox
Hills 216 LLC Loan**

**Hearing Date: November 15, 2011
Hearing Time: 9:30 a.m.**

**Status Hearing Date: January 19, 2012
Hearing Time: 10:00 a.m.**

The Status hearing on the response of Robert Susskind ("Susskind Response") to Eleventh Omnibus Objection Of USACM Trust To Proofs Of Claim Based Entirely Upon Investment in Fox Hills 216 LLC Loan [DE 8622] (the "Objection") re Proof of Claim No. 10725-01872 came before the Court for consideration on November 15, 2011, at 9:30 a.m.;

1 notice of the hearing was provided to Robert Susskind; counsel for the Trustee appeared
2 and asked that the status hearing be continued; good cause now appearing,

3 IT IS ORDERED:

4 1. A status conference is set before this Court regarding the Objection as it
5 relates to Proof of Claim No. 10725-01872 filed by Robert Susskind for **January 19, 2012**
6 **at 10:00 a.m.** at the U.S. Bankruptcy Court, 300 Las Vegas Boulevard South; Courtroom #
7 1, Las Vegas, NV 89101.

8 2. Prior to the January 19, 2012 status conference, the parties shall begin the
9 process set forth in the Alternative Dispute Resolution Agreement filed as Exhibit B to the
10 Direct Lender Supplement To Debtors' Third Amended Joint Chapter 11 Plan Of
11 Reorganization [DE 1887].

12 3. Robert Susskind may appear telephonically at the status conference on
13 January 19, 2012 by sending a written request to the Honorable Linda B. Riegle, U.S.
14 Bankruptcy Court; 300 Las Vegas Boulevard South; Las Vegas, NV 89101 or by sending a
15 facsimile request to 702-527-7015. The written request must be received by the Court on
16 or before January 10, 2012 or it will be denied without good cause shown for failing to
17 timely request permission to appear telephonically.

18 4. Once the Court grants Robert Susskind permission to appear telephonically,
19 Robert Susskind should contact CourtCall at least 48 hours prior to the hearing by
20 telephone at 1-888-882-6878, or by facsimile at 888-883-2946, to make arrangements for
21 the telephonic appearance. CourtCall will require Robert Susskind to provide the Court
22 location, Judge's name, case name, case number, and date and time of the hearing.
23 CourtCall charges are to be paid by claimant.

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1 PREPARED AND RESPECTFULLY SUBMITTED BY:

2 **LEWIS AND ROCA LLP**

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4 By /s/ John Hinderaker (AZ #018024)

5 Robert M. Charles, Jr.

6 John Hinderaker (*pro hac vice*)

7 3993 Howard Hughes Parkway, Ste. 600

8 Las Vegas, Nevada 89169-5996

9 Telephone: (702) 949-8320

10 Facsimile: (702) 949-8321

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12 *Attorneys for USACM Liquidating Trust*

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1 LOCAL RULE 9021 CERTIFICATION
23 In accordance with LR 9021, counsel submitting this document certifies that the order
3 accurately reflects the court's ruling and that (check one):
45 _____ This Court has waived the requirement set forth in LR 9021(b)(1).
67 XXX No party appeared at the hearing or filed an objection to the motion.
89 _____ I have delivered a copy of this proposed order to all counsel who
9 appeared at the hearing, and any unrepresented parties who appeared
10 at the hearing, and each has approved or disapproved the order, or
10 failed to respond, as indicated below [list each party and whether the
11 party has approved, disapproved, or failed to respond to the
11 document]:
1213 Counsel appearing: _____
1415 _____ I certify that this is a case under Chapter 7 or 13, that I have served a
15 copy of this order with the motion pursuant to LR 9014(g), and that
16 no party has objected to the form or content of the order
16

U.S. Trustee: August B. Landis, U.S. Trustee	
<input type="checkbox"/> approved the form of this order	<input type="checkbox"/> disapproved the form of this order
<input checked="" type="checkbox"/> waived the right to review the order and/or	<input type="checkbox"/> failed to respond to the document
Other Party: _____	
<input type="checkbox"/> approved the form of this order	<input type="checkbox"/> disapproved the form of this order
<input type="checkbox"/> waived the right to review the order and/or	<input type="checkbox"/> failed to respond to the document

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22 Submitted by:
23 LEWIS AND ROCA LLP
2425 By: /s/ John Hinderaker (AZ #018024)
25 Attorneys for USACM Liquidating Trust
2627 # # #
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